

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION

RICHARD PUSHEE,	§	
Plaintiff,	§	
	§	
v.	§	Civil Action No. 4:11-cv-00406-BJ
ACE AMERICAN INSURANCE COMPANY,	§	
SPECIAL INSURANCE SERVICES, INC., and	§	
STEPHEN M. PEARSON ENTERPRISES, INC.	§	
dba TREETOP TREE SERVICE	§	
OCCUPATIONAL INJURY BENEFIT PLAN,	§	
Defendants.	§	

**STIPULATION OF DISMISSAL WITH PREJUDICE**

COME NOW Plaintiff, Richard Pushee, and Defendants, Ace American Insurance Company, Special Insurance Services, Inc. and Stephen M. Pearson Enterprises, Inc. dba Treetop Tree Service Occupational Injury Benefit Plan, and file this Stipulation of Dismissal With Prejudice and, in support thereof, would respectfully show the Court the following:

Pursuant to Federal Rules of Civil Procedure 41(a)(1)(ii), Plaintiff and Defendants agree and hereby stipulate to dismiss this case, including all claims and/or causes of action which were or could have been raised by, on behalf of, or through the rights of Plaintiff against Defendants, which dismissal shall be complete and, without exception, with prejudice as to refiling.

WHEREFORE, PREMISES CONSIDERED, the parties pray that the Court enter an Order of Dismissal With Prejudice dismissing all of Plaintiff's claims against Defendants in their entirety and without exception.

Respectfully submitted jointly:

s/Todd A. Smith

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